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13      **CHARLES GRAHL**, individually and  
14      on behalf of all others similarly situated

15                                   **UNITED STATES DISTRICT COURT**

16                                   **DISTRICT OF NEVADA**

17      **CHARLES GRAHL**, individually and on  
18      Behalf of all others similarly situated,

19                                   **Plaintiff,**

20      vs.

21      **CIRCLE K STORES, INC.**, a foreign  
22      corporation: **DOES I** through **V**, inclusive;  
23      and **ROE** corporations **I** through **V**,  
24      inclusive,

25                                   **Defendants.**

26                                   **Case No. 2:14-cv-00305-VCF**

27                                   **STIPULATION AND ORDER EXTENDING THE**  
28                                   **TIME FOR THE PARTIES TO FILE THEIR JOINT**  
29                                   **MOTION FOR FINAL APPROVAL OF**  
30                                   **SETTLEMENT, ATTORNEYS' FEES, COSTS, AND**  
31                                   **ENHANCEMENT AWARD**

32                                   **(FIRST REQUEST)**

33           Pursuant to LR 7-1, LR IA 6-1, LR IA 6-2, and LR 26-4, the Parties, by and through  
34      undersigned counsel of record, hereby stipulate and request that the Court extend the deadline  
35      for the Parties to file their Joint Motion For Final Approval of Settlement, Attorneys' Fees, Costs,  
36      and Enhancement Award ("Joint Motion") from the current deadline of Wednesday, March 27,  
37      2019, up to and including Monday, April 1, 2019. This is the parties' first request for an extension  
38      of the deadline to file the Joint Motion.

1 On December 12, 2018, the Court entered its Order Granting Motion for Approval of Class  
2 Action Settlement Agreement and Release. (ECF No. 345.) In that Order, the Court implemented  
3 a schedule for the claims administration procedure. (*Id.*) The Court also ordered that the parties  
4 file their Joint Motion by March 27, 2019. (*Id.* at pgs. 4-6.) The Court scheduled the final fairness  
5 hearing for April 8, 2019, at 10:00 a.m. (*Id.* at pg. 5.)

6 Due to some unforeseen delays in finalizing the Class Member's last known addresses and  
7 data to determine the Class Member's pro rata share of the Net Settlement Fund, Simpluris, Inc.,  
8 settlement claims administrator, ("Simpluris") mailed the Notice Packet on January 24, 2019.  
9 Class Members had up to and including March 25, 2019 to submit their Claim Forms.

10 Plaintiff's counsel has prepared a preliminary draft of the Parties' Joint Motion for Final  
11 Approval. Defendant's counsel is in the process of reviewing the draft Joint Motion for additional  
12 comments. Additionally, the Parties are awaiting final return numbers from Simpluris including  
13 number of valid claim forms, whether any objections were received, and Simpluris' calculations  
14 regarding how much of the Net Settlement Fund each claimant is entitled to receive. This  
15 information, along with the final break down of attorneys' fees, costs, third-party administration  
16 costs, and class representative enhancement award, will be included in the Joint Motion for the  
17 Court's review.

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1           Therefore, the parties request that the Court grant them an extension up to and including  
2   April 1, 2019, to file the Joint Motion. Additionally, the parties request that the Court keep the  
3   final fairness hearing on calendar for April 8, 2019, at 10:00 a.m.

4   Dated: Wednesday, March 27, 2019.

Dated: Wednesday, March 27, 2019.

5   REMPFER MOTT LUNDY, PLLC

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

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7   /s/ Joseph N. Mott

/s/ Dana B. Salmonson

8   Joseph N. Mott

Anthony L. Martin

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12   Attorneys for Plaintiff

Attorneys for Defendant

13   **CHARLES GRAHL**

**CIRCLE K STORES, INC.**

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**ORDER**

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IT IS SO ORDERED. <sup>+1</sup>

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Dated: March 27 2019.

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U.S. MAGISTRATE JUDGE

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